

1 ADAM K. BULT, ESQ., Nevada Bar No. 9332  
[abult@bhfs.com](mailto:abult@bhfs.com)  
2 TRAVIS F. CHANCE, ESQ., Nevada Bar No. 13800  
[tchance@bhfs.com](mailto:tchance@bhfs.com)  
3 BROWNSTEIN HYATT FARBER SCHRECK, LLP  
100 North City Parkway, Suite 1600  
4 Las Vegas, NV 89106-4614  
Telephone: 702.382.2101  
5 Facsimile: 702.382.8135

6 *Attorneys for Plaintiffs,*  
CANTERS DELI LAS VEGAS, LLC and  
7 CANTERS DELI TIVOLI VILLAGE LLC

8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10 CANTERS DELI LAS VEGAS LLC, a citizen  
11 of the state of California; and CANTERS  
DELI TIVOLI VILLAGE LLC, a citizen of the  
State of California,

12 *Plaintiffs,*

13 v.

14 BANC OF AMERICA MERCHANT  
15 SERVICES, LLC, a citizen of the States of  
Delaware and Georgia; BANK OF AMERICA,  
16 N.A., a citizen of the State of North Carolina;  
FREEDOMPAY, INC., a citizen of the States  
17 of Delaware and Pennsylvania; and DOES 1  
through 10,

18 *Defendants.*

19 CASE NO.: 2:18-cv-01908-KJD-NJK

20 **STIPULATION AND [PROPOSED]  
ORDER TO EXTEND RESPONSE  
DEADLINE TO DEFENDANTS BANC  
OF AMERICA MERCHANT  
SERVICES, LLC AND BANK OF  
AMERICA'S MOTION TO DISMISS**

21 **[FIRST REQUEST]**

22 Plaintiffs CANTERS DELI LAS VEGAS LLC and CANTERS DELI TIVOLI VILLAGE  
23 LLC (together, "Canters"), and Defendants BANC OF AMERICA MERCHANT SERVICES,  
24 LLC, and BANK OF AMERICA, N.A. (together, "Bank of America"), by and through their  
undersigned counsel of record, hereby stipulate and agree to extend the response deadline to  
25 Defendants Banc of America Merchant Services, LLC and Bank of America's Motion To Dismiss  
filed on November 9, 2018 ("Motion to Dismiss"), as follows:

26 WHEREAS, the current deadline for Canters to file a response to Bank of America's  
27 Motion to Dismiss is November 26, 2018.

28 WHEREAS, on November 21, 2018, given that Canters' response deadline immediately

1 follows the Thanksgiving holiday, counsel for Canters and Bank of America conferred and  
2 reached an agreement to extend the deadline for Canters to file and serve a response to Bank of  
3 America's Motion to Dismiss up to and including December 3, 2018. This is the parties' first  
4 request for an extension of time.

5 THEREFORE, in consideration of the foregoing, the parties request that the Court modify  
6 the briefing schedule, as follows:

7 1. That the deadline for Canters to file a response to Bank of America's Motion to  
8 Dismiss is extended up to and including **December 3, 2018**.

9  
10 DATED this 21<sup>st</sup> day of November, 2018

11 BROWNSTEIN HYATT FARBER  
12 SCHRECK, LLP

13 By: /s/ Adam K. Bult

14 ADAM K. BULT, ESQ. (SBN: 9332)  
[abult@bhfs.com](mailto:abult@bhfs.com)  
15 TRAVIS F. CHANCE, ESQ. (SBN: 13800)  
[tchance@bhfs.com](mailto:tchance@bhfs.com)  
16 100 North City Parkway, Suite 1600  
Las Vegas, Nevada 89106

17 Attorneys For Plaintiffs,  
18 CANTERS DELI LAS VEGAS, LLC and  
CANTERS DELI TIVOLI VILLAGE LLC

DATED this 21<sup>st</sup> day of November, 2018

AKERMAN, LLP

By: /s/ Rex D. Garner

ARIEL E. STERN, ESQ. (SBN: 8276)  
[ariel.stern@akerman.com](mailto:ariel.stern@akerman.com)  
REX D. GARNER, ESQ. (SBN: 9401)  
[rex.garner@akerman.com](mailto:rex.garner@akerman.com)  
1635 Village Center Circle, Suite 200  
Las Vegas, Nevada 89134

Attorneys For Defendants,  
BANC OF AMERICA MERCHANT  
SERVICES, LLC and BANK OF AMERICA,  
N.A.

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21 IT IS SO ORDERED:  
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UNITED STATES DISTRICT JUDGE

Dated: 11/26/2018